

HOUSE JOURNAL

SEVENTY-SECOND LEGISLATURE, FOURTH CALLED SESSION

PROCEEDINGS

FIFTEENTH DAY — THURSDAY, DECEMBER 3, 1992

The house met at 4:22 p.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 33).

Present — Mr. Speaker; Alexander; Arnold; Bailey; Barton; Berlanga; Black; Blackwood; Blair; Bomer; Bosse; Brady; Brimer; Cain; Campbell; Carona; Carter; Cate; Cavazos; Chisum; Clemons; Colbert; Coleman; Collazo; Conley; Cook; Counts; Craddick; Crawford; Cuellar, H.; Cuellar, R.; Culberson; Danburg; De La Garza; Delco; Delisi; Denton; Dutton; Earley; Eckels; Edwards; Erickson; Finnell; Fraser; Gallego; Gallegos; Glaze; Glossbrenner; Goodman; Goolsby; Granoff; Gray; Greenberg; Grusendorf; Gutierrez; Haggerty; Hamric; Harris; Hartnett; Heflin; Hernandez; Hightower; Hilbert; Hilderbran; Hill, A.; Hill, F.; Hirschi; Holzheuser; Horn; Hudson; Hunter, B.; Hunter, T.; Jackson; Johnson; Jones; Junell; Kamel; Kubiak; Kuempel; Laney; Larry; Lewis, R.; Linebarger; Luna; Madla; Martin; Martinez; Maxey; McCall; McCollough; McDonald; Moreno; Mowery; Naishtat; Oakley; Ogden; Oliveira; Ovard; Park; Patterson; Perez; Pierce; Place; Price; Puente; Ramsay; Rangel; Robnett; Rodriguez; Rudd; Sadler; Saunders; Schechter; Schoolcraft; Seidlits; Shea; Shelley; Smith, A.; Smith, D.; Smithee; Soileau; Stiles; Swinford; Tallas; Taylor; Telford; Thomas; Thompson, G.; Thompson, S.; Turner, B.; Turner, S.; Uher; Van de Putte; Von Dohlen; Vowell; Wallace; Watkins; Wentworth; Williamson; Willis; Willy; Wilson; Wolens; Yarbrough; Yost.

Absent, Excused — Fleuriet; Marchant; Rabuck; Repp.

Absent — Pennington.

LEAVES OF ABSENCE GRANTED

On motion of Representative Jones, and by unanimous consent, all members who were granted leaves of absence on the previous legislative day were granted leaves for this legislative day.

RULES SUSPENDED

Representative Jones moved to suspend all necessary rules to take up and consider at this time, on third reading and final passage, **SB 7** and **HB 13**, which were considered on the previous legislative day.

The motion prevailed without objection.

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for today because of important business:

Swinford on motion of Carona.

SB 7 ON THIRD READING**(Edwards, Eckels, and Gallegos - House Sponsors)**

The speaker laid before the house on its third reading and final passage,

SB 7, A bill to be entitled An Act relating to the validation of government acts and proceedings regarding certain bond elections in municipalities with a population of more than 1.5 million.

A record vote was requested.

The bill was read third time and was passed by (Record 34): 117 Yeas, 5 Nays, 7 Present, not voting.

Yeas — Mr. Speaker(C); Alexander; Arnold; Bailey; Barton; Berlanga; Black; Blackwood; Blair; Bomer; Bosse; Brady; Brimer; Cain; Campbell; Carona; Carter; Cate; Cavazos; Clemons; Colbert; Coleman; Collazo; Cook; Counts; Craddick; Crawford; Cuellar, H.; Cuellar, R.; Culberson; Danburg; Delco; Delisi; Denton; Dutton; Eckels; Edwards; Erickson; Finnell; Gallego; Gallegos; Glaze; Glossbrenner; Goodman; Granoff; Gray; Greenberg; Grusendorf; Gutierrez; Haggerty; Hamric; Harris; Hartnett; Hernandez; Hilbert; Hill, A.; Hill, F.; Hirschi; Horn; Hudson; Hunter, B.; Hunter, T.; Johnson; Kamel; Kuempel; Laney; Larry; Lewis, R.; Linebarger; Luna; Madla; Martin; Martinez; Maxey; McCall; McCollough; McDonald; Moreno; Mowery; Naishtat; Oakley; Oliveira; Park; Patterson; Perez; Pierce; Place; Puente; Ramsay; Rangel; Robnett; Rodriguez; Rudd; Sadler; Saunders; Schechter; Schoolcraft; Smith, A.; Smith, D.; Smithee; Soileau; Stiles; Tallas; Taylor; Telford; Thompson, G.; Thompson, S.; Turner, S.; Van de Putte; Vowell; Wallace; Wentworth; Willy; Wilson; Wolens; Yarbrough; Yost.

Nays — Conley; De La Garza; Ogden; Shea; Willis.

Present, not voting — Goolsby; Hilderbran; Holzheuser; Kubiak; Thomas; Uher; Watkins.

Absent, Excused — Fleuriet; Marchant; Rabuck; Repp; Swinford.

Absent — Chisum; Earley; Fraser; Heflin; Hightower; Jackson; Jones; Junell; Ovard; Pennington; Price; Seidlits; Shelley; Turner, B.; Von Dohlen; Williamson.

HB 13 ON THIRD READING

The speaker laid before the house on its third reading and final passage,

HB 13, A bill to be entitled An Act relating to the creation, administration, powers, dates, operation, and financing of the West Community Hospital District; authorizing a tax; granting the authority to issue bonds; and granting the power of eminent domain.

The bill was read third time and was passed.

HCR 27 - ADOPTED

The speaker laid before the house the following privileged resolution:

By Delco:

HCR 27, BE IT RESOLVED, That the 72nd Legislature, 4th Called Session, having completed its business, stand adjourned sine die not later than 6 p.m. on Thursday, December 3, 1992.

The resolution was adopted without objection.

HR 180 - ADOPTED

Representative Johnson moved to suspend all necessary rules to take up and consider at this time, **HR 180**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By Johnson:

HR 180, Commending Sheriff John Lightfoot for his 24 years of exceptional service as Nacogdoches County sheriff.

The resolution was adopted without objection.

HR 178 - ADOPTED

Representative De La Garza moved to suspend all necessary rules to take up and consider at this time, **HR 178**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By De La Garza:

HR 178, Honoring the memory of Samuel Gillespie Baker.

The resolution was unanimously adopted by a rising vote.

HR 179 - ADOPTED

Representative De La Garza moved to suspend all necessary rules to take up and consider at this time, **HR 179**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By De La Garza:

HR 179, Paying tribute to the lives of Bert Riley Ogden and Dorothy Mae Ogden.

The resolution was unanimously adopted by a rising vote.

HR 177 - ADOPTED

Representative Puente moved to suspend all necessary rules to take up and consider at this time, **HR 177**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By Puente:

HR 177, Congratulating the Honorable Leticia Van de Putte on the joyous occasion of her 37th birthday.

The resolution was read and was adopted without objection.

On motion of Representative H. Cuellar, the names of all the members of the house were added to **HR 177** as signers thereof.

HR 181 - ADOPTED

Representative Danburg moved to suspend all necessary rules to take up and consider at this time, **HR 181**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By Danburg:

HR 181, Congratulating Durward and Nina Solsbery on the joyous occasion of their 45th wedding anniversary.

The resolution was adopted without objection.

On motion of Representative H. Cuellar, the names of all the members of the house were added to **HR 181** as signers thereof.

(Speaker pro tempore in the chair)

INTRODUCTION OF SANDRA LEWIS

The speaker pro tempore introduced Sandra Lewis, who was warmly received by the house in appreciation of her years as the First Lady of the Texas House of Representatives.

HR 107, commending Sandra Lewis, having been previously adopted, was read.

HR 112 - ADOPTED

Representative Carter moved to suspend all necessary rules to take up and consider at this time, **HR 112**.

The motion prevailed without objection.

The chair laid before the house the following resolution:

By Carter, et al.:

HR 112, Commending the Honorable Gibson D. "Gib" Lewis on his long and distinguished tenure as speaker of the Texas House of Representatives and extending sincere appreciation to him for his many years of outstanding service on behalf of the legislature and the citizens of Texas.

The resolution was read and was adopted without objection.

On motion of Representative Kubiak, the names of all the members of the house were added to **HR 112** as signers thereof.

(Speaker in the chair)

SIGNED BY SPEAKER

The speaker signed in the presence of the house, after giving due notice thereof, the following enrolled resolution:

SCR 12**MESSAGE FROM THE SENATE**

Austin, Texas, December 3, 1992

The Honorable Speaker of the House of Representatives
House Chamber

The Honorable
Mr. Speaker:

I am directed by the Senate to inform the House that the Senate has passed the following:

HCR 8 by Danburg, commemorating the 15th anniversary of the first National Women's Conference.

HCR 13 by Counts, commemorating the centennial of the pledge of allegiance to the flag of the United States of America.

HCR 28 by Eckels, et al., honoring Felton West on the occasion of his retirement.

HCR 29 by Von Dohlen, honoring Zac Lentz.

HCR 27 by Delco, providing for sine die adjournment.

Respectfully,
Betty King
Secretary of the Senate

SIGNED BY SPEAKER

The speaker signed in the presence of the house, after giving due notice thereof, the following enrolled resolutions:

HCR 6, HCR 8, HCR 9, HCR 11, HCR 13, HCR 14, HCR 15, HCR 19, HCR 20, HCR 22, HCR 23, HCR 24, HCR 25, HCR 27, HCR 28, HCR 29

HOUSE NOTIFIED

The speaker had read a message from the senate informing the house that the senate had completed its business and was ready to adjourn sine die.

PROVIDING FOR ADJOURNMENT SINE DIE

Representative Dutton moved that, at the conclusion of the receiving of messages from the senate and the signing of bills and resolutions, the house stand adjourned sine die in memory of James Douglas Cameron, who passed away December 1, 1992.

The motion prevailed without objection.

ADJOURNMENT SINE DIE

In accordance with a previous motion, Speaker Lewis, at 4:52 p.m., pronounced the House of Representatives of the Fourth Called Session of the Seventy-second Legislature adjourned sine die.

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been files by committees as follows:

Science and Technology - **HB 16**

Rules and Resolutions - **HR 84, HR 87, HR 89, HR 90, HR 92, HR 94, HR 95, HR 97, HR 102, HR 105, HR 106, HR 107, HR 109, HR 110, HR 114, HR 115, HR 116, HR 117, HR 118, HR 119, HR 120, HR 121, HR 122, HR 123, HR 124, HR 125, HR 126, HR 127, HR 128, HR 129, HR 130, HR 131, HR 132, HR 133, HR 134, HR 135, HR 136, HR 137, HR 138, HR 139, HR 140, HR 141, HR 142, HR 143, HR 144, HR 145, HR 146, HR 147, HR 148, HR 149**

ENGROSSED

December 3 - **HB 13**

ENROLLED

December 3 - **HCR 6, HCR 8, HCR 9, HCR 11, HCR 13, HCR 14, HCR 15, HCR 19, HCR 20, HCR 22, HCR 23, HCR 24, HCR 25, HCR 27, HCR 28, HCR 29**

SENT TO THE SECRETARY OF STATE

December 4 - **HCR 27**

SENT TO THE GOVERNOR

November 12 - **HCR 2**

November 16 - **HCR 1, HCR 3, HCR 4, HCR 5**

November 24 - **HCR 10**

December 1 - **HCR 17, HCR 18**

December 4 - **HCR 6, HCR 8, HCR 9, HCR 11, HCR 13, HCR 14, HCR 15, HCR 19, HCR 20, HCR 22, HCR 23, HCR 24, HCR 25, HCR 28, HCR 29**